

PATENT

# 35  
JRM  
12-30-99

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:  
Kurt W. Getreuer

§

§ Art Unit: 2752

§

Filed: June 7, 1995

§

§ Examiner: DINH, Tan

§

Serial No: 08/485,070

§

§ DVA Docket No.:

§ 951028(US)USC1X1X1D1 MMMI

For: METHOD AND APPARATUS  
FOR MOVING CARRIAGE  
ASSEMBLY FROM INITIAL  
POSITION TO TARGET  
POSITION AND OPTICAL  
DISC SYSTEM INCLUDING  
SAME (as amended)

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**TERMINAL DISCLAIMER PURSUANT TO 37 CFR 1.321(c)  
TO OBVIATE DOUBLE PATENTING REJECTION**

BOX NON-FEE AMENDMENT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The undersigned attorney of record for the invention claimed in the above-referenced United States Patent application, hereby submits this Disclaimer on behalf of assignee Discovision Associates.

The extent of the interest in this invention that Disclaimant Discovision Associates owns is in the whole of this invention, that being a one-hundred percent (100%) undivided interest.

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The assignment of the parent application was recorded on April 4, 1996, Reel 7922, Frame 0847.

The terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent No. 5,677,899 is hereby disclaimed, except as provided below, and it is agreed that any patent so granted on the above-identified application shall be enforceable only for, and during, such period



that the legal title to said patent shall be the same as the legal title to said U.S. Patent No. 5,677,899; this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on said U.S. Patent No. 5,677,899; in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued in any matter or is terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The Commissioner is hereby authorized to charge or credit any fees connected with this communication to Deposit Account No. 04-1175. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

DISCOVISION ASSOCIATES

Donald Bollella  
Reg. No. 35,451

Date: October 25, 1999

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